

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Attorney Docket No. 19229US01)**

In the Application of: Francis P. Barry, J. Mary Murphy, Robert Deans, David J. Fink, and Annemarie Moseley	For: JOINT REPAIR USING MESENCHYMAL STEM CELLS
U.S. Serial No.: 09/841,413	Examiner: Matthews, William H.
Filed: April 24, 2001	Group Art Unit: 3774
Appeal No.: 2008-1317	Confirmation No.: 5476
	Electronically Filed on <u>June 3, 2008</u>

**REQUEST TO WITHDRAW APPEAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby requests withdrawal of Appeal No. 2008-1317 as of the filing date accorded the continuation application, Serial No. 12/132,290.

The Commissioner is hereby authorized to charge any fee(s) or credit overpayment(s) to the deposit account of McAndrews, Held & Malloy, Account No. 13-0017.

Date: June 3, 2008

Respectfully submitted,

/Troy A. Groetken/  
Troy A. Groetken  
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